



Atty. Dkt. No. 023001-0102

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Isao ISHIDA *et al.*

Title: HUMAN CYTOCHROME P450
GENE-INTRODUCED MOUSE

Appl. No.: 10/049,373

Appl. Filing Date: 6/21/2002

Examiner: Thaian N. Ton

Art Unit: 1632

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. § 1.114; (check items that apply)

a. Previously submitted:

☐ Please enter and consider the amendment and/or reply previously filed on ____.

b. Enclosed are:

☒ Preliminary Amendment under 37 C.F.R. § 1.114.

☒ Declaration under 37 C.F.R. § 1.132 with Exhibits A and B.

07/26/2005 JADD01 00000044 10049373

01 FC:1801

790.00 OP

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|------------------------------------------------------|-------------------|---------------------|----------------------|------------|------------|
| RCE Fee 1.17(e): | | | | \$790.00 | = \$790.00 |
| Total Claims: | 26 | - | 28 = 0 | x \$50.00 | = \$0.00 |
| Independents | 2 | - | 3 = 0 | x \$200.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$360.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$790.00 |

☒ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

| | | | |
|-------------------------------------------------------------------------------------------|------------|---|-----------|
| <input type="checkbox"/> Extension for response filed within the first month: | \$120.00 | 0 | \$0.00 |
| <input checked="" type="checkbox"/> Extension for response filed within the second month: | \$450.00 | | \$450.00 |
| <input type="checkbox"/> Extension for response filed within the third month: | \$1,020.00 | | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fourth month: | \$1,590.00 | | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fifth month: | \$2,160.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | \$450.00 |
| EXTENSION FEE ALREADY PAID: | | | - \$0.00 |
| EXTENSION FEE TOTAL | | | \$450.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | \$1240.00 |
| <input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above): | | | \$0.00 |
| <input type="checkbox"/> Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | \$1240.00 |

☒ A check in the amount of \$1240.00 to cover the filing fee and the two-month extension of time fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any

overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 25 July 2005

By S. A. Bent

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5404
Facsimile: (202) 672-5399

Stephen A. Bent
Attorney for Applicant
Registration No. 29,768



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PRELIMINARY AMENDMENT UNDER 37 CFR § 1.114

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Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Prior to examination on the merits, please enter the following Request for Continued Examination submission in the above-referenced application.

The **Listing of Claims** begins on page 2.

Remarks/Arguments begin on page 6 of this document.

07/26/2005 JADD01 00000044 10049373

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